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Ted.

I hereby certify that this paper (along with any paper referred to as being attached of enclosed) is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as First Class Mail, in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: February 22, 2007

ignature (James J. Napoli)

Docket No.: 29827/42090

(PATENT)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of: Ulrich Riegel et al.

Application No.: 10/581,562

Confirmation No.: 6209

Filed: June 2, 2006

Art Unit: 3761

For:

SWELLABLE HYDROGEL-FORMING

POLYMERS HAVING A LOW FRACTION

OF FINES

Examiner: Not Yet Assigned

## **INFORMATION DISCLOSURE STATEMENT (IDS)**

MS Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Pursuant to their duty of disclosure under 37 C.F.R. §1.56, applicants hereby bring to the examiner's attention patent documents that may be material to the examination of the above-identified application. Therefore, in compliance with 37 C.F.R. §1.97 and §1.98, applicants enclose a completed Form PTO/SB/08 listing the possibly pertinent patent documents and a copy of each non-U.S. patent document.

This Information Disclosure Statement is submitted more than three months after the filing date of the above-identified application, and, to applicants' knowledge, before the mailing date of a first Office Action on the merits. Therefore, under 37 C.F.R. §1.97(b), this Information Disclosure Statement shall be considered by the Patent Office.

The Commissioner, however, is hereby authorized to charge any fee which may be required during the pendency of this application under 37 C.F.R. 1.16 or 37 C.F.R. 1.17 to Deposit Account No. 13-2855. A duplicate copy of this Transmittal is enclosed herewith.

We also enclose a copy of a PCT Search Report for the convenience of the examiner.

Application No.: 10/581,562 Docket No.: 29827/42090

## Please note that:

(a) WO 92/13912 is equivalent to U.S. Patent Nos. 5,346,986 and 5,684,107;

- (b) EP 0 679 678 is equivalent to U.S. Patent No. 5,681,828; and
- (c) EP 0 755 964 is equivalent to U.S. Patent No. 5,840,321.

Dated: February 22, 2007

Respectfully submitted,

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PTO/SB/08A/B (09-06)
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Substitute for form 1449/PTO				Complete if Known		
				Application Number	10/581,562-Conf. #6209	
INFORMATION DISCLOSURE				Filing Date	June 2, 2006	
STATEMENT BY APPLICANT			PLICANT	First Named Inventor	Ulrich Riegel	
				Art Unit	3761	
	(Use as many sheets as necessary)			Examiner Name	Not Yet Assigned	
Sheet	1	of	1	Attorney Docket Number	29827/42090	

U.S. PATENT DOCUMENTS						
Examiner Initials*	0:1-	Document Number	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where	
	Cite No. <sup>1</sup>	Number-Kind Code <sup>2</sup> ( if known)	MM-DD-YYYY		Relevant Passages or Relevant Figures Appear	
	·	US-5,275,838	01-04-1994	Merrill		
		US-5,346,986	09-13-1994	Schneider et al.		
		US-5,589,256	12-31-1996	Hansen et al.		
		US-5,641,561	06-24-1997	Hansen et al.		
		US-5,681,878	10-28-1997	Klotzsche et al.		
		US-5,684,107	11-04-1997	Schneider et al.		
	-	US-5,840,321	11-24-1998	Engelhardt et al.		

		FOREI	GN PATENT	DOCUMENTS		
		Foreign Patent Document	Publication	Name of Patentee or	Pages, Columns, Lines,	
	Cite No. <sup>1</sup>	Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)	Date MM-DD-YYYY	Applicant of Cited Document	Where Relevant Passages or Relevant Figures Appear	
		WO-92/13912	08-20-1992	Basf Ag		V
		WO-94/22940	10-13-1994	Dow Chemical Co et al.		
		EP-0 679 678	11-02-1995	Cassella Farbwerke Mainkur Ag		1
		EP-0 755 964	01-29-1997	Hoechst Ag		V
		WO-03/20978	03-13-2003	Samsung Electronics Co Ltd		

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. \*CITE NO.: Those application(s) which are marked with an single asterisk (\*) next to the Cite No. are not supplied (under 37 CFR 1.98(a)(2)(iii)) because that application was filed after June 30, 2003 or is available in the IFW. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at <a href="www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ³ Applicant is to place a check mark here if English language Translation is attached.

NON PATENT LITERATURE DOCUMENTS				
Examiner Initials	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>	
		International Search Report in PCT/EP2004/014396 dated April 22, 2005.		

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Examiner	Date	
Signature	 Considered	

<sup>&</sup>lt;sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>Applicant is to place a check mark here if English language Translation is attached.